

CONSENT FOR ACCESS TO PROPERTY

ame/Location: Aquatic lands in the Port Washington Narrows vicinity (Property)

This Consent for Access to Property Agreement replaces the Consent for Access to Property Agreement issued November 10, 2010 and the Consent for Access to Property Agreement issued August 8, 2012.

On behalf of Washington State (State), the Washington State Department of Natural Resources (DNR), hereby gives consent and permission, to the extent of the possessory interest the State may have in the Property, and any appurtenances thereto, to the following persons: 1) officers, employees, agents, and authorized representatives of the Environmental Protection Agency (collectively, EPA) and 2) persons acting at the request of EPA, including officers, employees, agents, contractors, and authorized representatives of Cascade Natural Gas Corporation (Cascade).

This consent to enter the Property is given to those persons described above for the purpose of site investigation and remediation including sampling for hazardous substances, pollutants or contaminants, conducting marine surveys, and performing necessary response activities, which may include the removal, consolidation and/or stabilization of hazardous substances that have been released into the environment or which present a substantial threat of release. Such actions may include, but are not limited to:

- A. The taking of such soil, surface water, groundwater, sediment, shellfish or other marine species, and air samples from the Property as may be determined to be necessary;
- B. The taking of a response action at the Property including stabilization and mitigation activities, which include but are not limited to removing, consolidating and stabilizing hazardous substances located within the Property and building a road across the Property to access contamination in the water;
- C. All Applicable or Relevant and Appropriate Requirements (ARARs).

These actions authorized under this Consent for Access to Property are undertaken pursuant to the response and enforcement authorities contained in the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA), 42 U.S.C. § 9601, et seq., as amended, and the Federal Water Pollution Control Act (or the "Clean Water Act"), 33 U.S.C. § 1251 et seq., as amended.

DNR requests that sampling plans and reports provided to EPA for review be provided to DNR in a timely manner allowing an appropriate amount of time for DNR to comment. DNR requests that their comments be considered during the development of the Remedial Investigation and selection of remedies for the Property.

The Washington State Department of Natural Resources reserves the right to require a use authorization for any permanent occupation of the Property by remaining contaminants and a final remedy such as but not limited to a cap.

Date: _____

Signature: _____

Title: _____